

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DESEREE BEVERLY,	:	CIVIL ACTION
Plaintiff	:	
	:	
v.	:	NO.
	:	
NATIONAL RECOVERY AGENCY,	:	
INC., and XYZ CORPORATIONS,	:	
Defendants	:	JURY TRIAL DEMANDED

**NOTICE OF REMOVAL**

Defendant NATIONAL RECOVERY AGENCY, INC. (“NRA” and/or “Defendant”), by its undersigned counsel, hereby petitions this Court as follows, pursuant to 28 U.S.C. § 1441(a):

1. NRA is a defendant in an action pending in the Commonwealth of Pennsylvania, Court of Common Pleas of Dauphin County, Civil Action – Law, No. 14-cv-10612 (“the State Court Action”). A true and correct copy of the Complaint in the State Court Action is attached hereto as Exhibit “A”.

2. Plaintiff in the State Court Action is DESEREE BEVERLY (“Plaintiff”). See Exhibit “A”.

3. Plaintiff’s State Court Action alleges violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, et seq.

4. The State Court Action involves a question of federal law. Pursuant to 28 U.S.C. § 1331, “The district courts shall have original jurisdiction of all civil actions arising under the Constitution, laws, or treaties of the United States.”

5. Pursuant to 28 U.S.C. § 1441(a), “[a]ny civil action brought in a State court of which the district courts of the United States have original jurisdiction, may be removed by the defendant or the defendants, to the district court of the United States for the district and division embracing the place where such action is pending.”

6. Since this case arises out of an alleged violation of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, et seq., Defendant may properly remove the State Court Action based on 28 U.S.C. § 1441(a).

7. This Notice has been filed with the Court within thirty (30) days after purported service of the Complaint on Defendant.

WHEREFORE, Defendant NATIONAL RECOVERY AGENCY, INC., prays that the State Court Action be removed from the Commonwealth of Pennsylvania, Court of Common Pleas of Dauphin County, Civil Action – Law, No. 14-cv-10612, to this Court for proper and just determination.

FINEMAN KREKSTEIN & HARRIS, P.C.

By: /S/ Richard J. Perr  
RICHARD J. PERR, ESQUIRE  
PA Atty ID No. 72883  
BNY Mellon Center  
1735 Market Street, Suite 600  
Philadelphia, PA 19103-7513  
(v) 215-893-9300; (f) 215-893-8719  
[rperr@finemanlawfirm.com](mailto:rperr@finemanlawfirm.com)  
Attorneys for Defendant National Recovery  
Agency, Inc.

Dated: February 4, 2015

### **CERTIFICATE OF SERVICE**

I, RICHARD J. PERR, ESQUIRE, hereby certify that on or about this date, I served a true and correct copy of the foregoing electronically, or by first class mail, postage prepaid, or telecopy on the following:

Vicki A. Piontek, Esquire  
Piontek Law Office  
951 Allentown Road  
Lansdale, PA 19446  
(v) 877-737-8617; 717-533-7472; (f) 866-408-6735  
[vicki.lawyer@gmail.com](mailto:vicki.lawyer@gmail.com); [palaw@justice.com](mailto:palaw@justice.com)  
Attorneys for Plaintiff

Prothonotary of Dauphin County  
Dauphin County Courthouse  
101 Market Street, Room 101  
Harrisburg, PA 17101

/S/ Richard J. Perr

RICHARD J. PERR, ESQUIRE

Dated: February 4, 2015